STATE OF NEW YORK

7551

2023-2024 Regular Sessions

IN ASSEMBLY

May 25, 2023

Introduced by M. of A. BURDICK -- read once and referred to the Committee on Transportation

AN ACT in relation to directing the department of transportation to issue a report on the distribution of state highway funding by region and to develop a formula for future distribution

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Legislative intent. The legislature finds that the distribution of state highway funding has not been equitable across regions in New York. It is the intent of this legislation to ensure that state highway funding is distributed fairly and efficiently across all regions of the state.

§ 2. Report on the distribution of state highway funding by region. 1. Within six months of the effective date of this act, the department of transportation shall issue a report breaking out state highway funding by region for the previous 20 years. The report shall include a breakdown of the funding by project, region, and type of funding. The report shall also include an analysis of how the funding has been distributed across regions and an assessment of the equity and efficiency of the current distribution system.

2. Such regions shall be delineated by:

(a) Counties of Albany, Essex, Greene, Rensselaer, Saratoga, Schenectady, Warren, Washington;

(b) Counties of Herkimer, Fulton, Hamilton, Madison, Montgomery, Oneida;

(c) Counties of Cayuga, Seneca, Cortland, Onondaga, Oswego, Tompkins, Wayne;

(d) Counties of Genesee, Livingston, Monroe, Ontario, Wyoming, Orleans;

(e) Counties of Cattaraugus, Chautauqua, Erie, Niagara;

(f) Counties of Allegany, Chemung, Schuyler, Steuben, Tioga, Yates;

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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(g) Counties of Clinton, Franklin, Jefferson, Lewis, St. Lawrence;
(h) Counties of Columbia, Dutchess, Orange, Putnam, Rockland, Ulster, Westchester;
(i) Counties of Broome, Chenango, Delaware, Otsego, Schoharie, Sullivan;
(j) Counties of Suffolk and Nassau; and
(k) New York city.

§ 3. Program evaluation. The commissioner of transportation shall cause to be performed an evaluation of the preventative maintenance of state highways and bridges in each department of transportation region. Such evaluation shall include, but not be limited to:

(a) an assessment of the adequacy of the preventative maintenance of state highways and bridges;

(b) an assessment of the adequacy of the department of transportation's pavement management system and bridge management system and recommendations to those systems;

(c) recommendations for any improvements to any improvements or technological advances in the way by which the state should maintain state highways and bridges; and

(d) an assessment as to whether the level or allocation of funding for the preventative maintenance of state highways and bridges is sufficient considering the goals for the condition of the state's highways and bridges for the next five fiscal years.

§ 4. Development of formula for future distribution. After the completion of the report and program evaluation required by sections two and three of this act, the department of transportation shall develop a formula for distributing state highway funding across regions in a fair and efficient manner. The formula shall take into account factors such as population density, traffic volume, road conditions, state lane miles, and economic activity. The formula shall also ensure that all department of transportation regions of the state receive an equitable share of state highway funding. The formula shall be completed and proposed at the time the report is due.

§ 5. This act shall take effect immediately.